

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q91103

Harumi MINEKAWA, et al.

Appln. No.: 10/561,947

Group Art Unit: 1637

Confirmation No.: 7981

Examiner: Christopher M. Babic

Filed: December 22, 2005

For: METHOD FOR DETECTING SARS CORONAVIRUS

STATEMENT OF SUBSTANCE OF INTERVIEW

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Please review and enter the following remarks summarizing the interview conducted on
March 16, 2007:

REMARKS

This Statement is fully responsive to the Examiner's Interview Summary Record (PTO-413)
and the Interview Summary dated April 16, 2007.

The interview was initiated by the Applicants. The substance of the interview was included
at page 2 of the Remarks filed March 19, 2007, are herein reproduced.

During the interview, the following was discussed:

During a telephonic interview held with Examiner Babic regarding the restriction
requirement issued February 16, 2007, Applicants' asserted that the restriction requirement was
improper since the invention would not be enabled if less than four primers were included in a
Subgrouping. Applicants' further asserted that there would be no burden on the Examiner to
examine both Primer Subgroup A and Subgroup B.

The Examiner agreed with Applicants that a complete set of primers were necessary for the invention to properly function, and accordingly agreed to modify the Subgrouping to include Primer Set A or B. Applicants asserted that there would be no undue burden on the Examiner to simultaneously examine Primer Set A and B. The Examiner responded that there may be an undue burden if both Subgroups A and Subgroups B were examined. The Examiner did however indicate that the four sequences necessary to perform the PCR method could be examined together and that Applicants should elect either Primer Set A or Primer Set B and that he would consider rejoinder of the unelected Subgroup since the entire number of sequences was less than ten.

It is respectfully submitted that the instant STATEMENT OF SUBSTANCE OF INTERVIEW complies with the requirements of 37 C.F.R. §§1.2 and 1.133 and MPEP §713.04.

It is believed that no petition or fee is required. However, if the USPTO deems otherwise, Applicant hereby petitions for any extension of time which may be required to maintain the pendency of this case, and any required fee, except for the Issue Fee, for such extension is to be charged to Deposit Account No. 19-4880.

Respectfully submitted,

/William J. Simmons/

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: May 16, 2007

William J. Simmons, Ph.D.
Registration No. 59,887